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9 Aylo Global Entertainment, Inc., Aylo USA
10 Incorporated, Aylo Billing US Corp., Aylo Holdings S.à r.l., Aylo Freesites Ltd, 9219-1568 Quebec, Inc., Aylo Premium Ltd

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JANE DOE, f/k/a KRISTY ALTHAUS,
an individual,

16 Plaintiff,

17 | V.

18 AYLO GLOBAL ENTERTAINMENT
19 INC., a Delaware corporation; AYLO
20 USA INCORPORATED, a Delaware
21 corporation; AYLO BILLING US
22 CORP., a Delaware corporation;
23 ETHICAL CAPITAL PARTNERS, a
24 foreign entity; MINDGEEK S.A.R.L., a
foreign entity; MG FREESITES, LTD.,
d/b/a “PORN HUB,” a foreign entity;
MINDGEEK USA INCORPORATED,
a Delaware corporation; 9219-1568
QUEBEC, INC., a foreign entity; and
MG BILLING US CORP., a Delaware
corporation.

Defendants.

CASE NO. 2:23-cv-07488-MWF-AGR

Judge Michael W. Fitzgerald

JOINT STIPULATION FOR TWO-WEEK EXTENSION REGARDING RESPONSE TO THE FIRST AMENDED COMPLAINT

[(Proposed) Order filed concurrently herewith]

Filed: September 8, 2023
FAC: September 3, 2024

This Stipulation is entered by and between Plaintiff Jane Doe f/k/a Kristy Althaus (“Plaintiff”), through her counsel of record, Defendant Ethical Capital Partners Ltd. (“ECP”), through its counsel of record, and Defendants Aylo Global Entertainment, Inc., Aylo USA Incorporated, Aylo Billing US Corp., Aylo Holdings S.à r.l., Aylo Freesites Ltd, 9219-1568 Quebec, Inc., and Aylo Premium Ltd (collectively the “Aylo Defendants,” and collectively with ECP, “Defendants”), through their counsel of record, and is based on the following facts:

8 WHEREAS, on June 24, 2024, the Court granted Defendants' Motions to
9 Dismiss, dismissed MindGeek S.à r.l. (now known as Aylo Holdings S.à r.l.) and
10 ECP without prejudice, and granted Plaintiff leave to file a First Amended
11 Complaint by July 15, 2024 (Dkt. 74);

12 WHEREAS, on July 9, 2024, the Parties engaged in private mediation with
13 the Honorable Daniel J. Buckley (Ret.);

14 WHEREAS, in light of the Parties' mediation and subsequent efforts to
15 resolve their dispute, the Court granted a series of extensions of time for Plaintiff
16 to file her First Amended Complaint ("FAC"), and for Defendants to respond to
17 the FAC, specifically:

18 (a) On July 3, 2024, Plaintiff filed a joint stipulation reflecting the
19 agreement of the then-named parties, pending the scheduled
20 mediation, to extend the time for Plaintiff to file a FAC from July 15,
21 2024, to July 29, 2024, and to extend the time for defendants'
22 responses to the FAC, if filed, from July 29, 2024, to August 29,
23 2024, which stipulation was granted by the Court on July 5, 2024.
24 (Dkt. 75-76.)

25 (b) On July 25, 2024, Plaintiff filed a joint stipulation reflecting an
26 agreement of the then-named parties, in light of continuing mediation
27 negotiations, to extend the time for Plaintiff to file a FAC from July

1 29, 2029, to August 12, 2024, and to extend the time for defendants'
2 responses to Plaintiff's FAC from August 29, 2024, to September 12,
3 2024, which stipulation was granted by the Court on July 26, 2024.
4 (Dkt. 77-78.)

5 (c) On August 8, 2024, Plaintiff filed a joint stipulation reflecting an
6 agreement of the then-named parties, in light of continuing mediation
7 negotiations, to further extend the time for Plaintiff to file a FAC to
8 September 3, 2024, and to extend the time for defendants' responses
9 to Plaintiff's FAC to October 3, 2024, which stipulation was granted
10 by the Court on August 9, 2024. (Dkt. 79-80.)

WHEREAS, on September 3, 2024, Plaintiff filed her FAC, asserting twelve causes of action in a 954-paragraph, 144-page complaint, which added Aylo Premium Ltd as a defendant (Dkt. 81);

WHEREAS, on September 23, 2024, the Parties stipulated to a briefing schedule, whereby they agreed that the deadline for all Defendants to respond to Plaintiff's FAC would be November 15, 2024, Plaintiff's deadline to file her opposition to Defendants' anticipated motions in response to the FAC would be January 15, 2025, Defendants' deadline to file their reply would be February 5, 2025, and the hearing on Defendants' anticipated motions would be on or after February 24, 2025 (Dkt. 86), and the Court granted the stipulation and adopted the Parties' proposed schedule (Dkt. 87).

22 WHEREAS, on November 6, 2024, the Parties held their required Local
23 Rule 7-3 conference of counsel, and discussed the substance of Defendants'
24 contemplated motions to dismiss Plaintiff's FAC.

WHEREAS, on November 13, 2024, the Parties stipulated to extend Defendants' deadline to respond to the FAC one week from November 15, 2024, to November 22, 2024 (Dkt. 96), and the Court granted the stipulation (Dkt. 97).

1 WHEREAS, the Parties are considering entering into a stipulation whereby
2 Plaintiff would agree to file a Second Amended Complaint, streamlining her
3 claims, with the goal of avoiding motion practice. The Parties are collaborating in
4 good faith to reach a stipulation, and need additional time to work out the details,
5 particularly in light of the Thanksgiving holiday.

6 NOW, THEREFORE, the undersigned parties through their respective
7 counsel hereby stipulate to extend the current deadlines by two weeks, as follows,
8 subject to the Court's approval:

9 1. The deadline for all Defendants to respond to Plaintiff's FAC shall be
10 extended from November 22, 2024, to **December 6, 2024**.

11 2. The deadline for Plaintiff to file her opposition to Defendants'
12 anticipated motions in response to the FAC shall be extended from January 15,
13 2025, to **January 29, 2025**.

14 3. The deadline for Defendants to file their replies in support of their
15 anticipated motions shall be extended from February 5, 2025, to **February 19,**
16 **2025**.

17 4. The hearing date for Defendants' anticipated motions shall be
18 extended from February 24, 2025, to on or after **March 10, 2025**.

19 5. Defendants preserve all objections and defenses to the FAC, including
20 any objection or defense on the ground of lack of personal jurisdiction.

21
22 **SO STIPULATED.**

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26 *[signature blocks on following page]*

1 DATED: NOVEMBER 21, 2024

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3 DAVID K. TESELLE

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By: /s/ Amanda J.G. Walbrun

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Raymond P. Boucher

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Amanda J.G. Walbrun

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David K. TeSelle

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Attorneys for Plaintiff

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Jane Doe f/k/a Kristy Althaus

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15

DATED: NOVEMBER 21, 2024

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MARC E. MAYER

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EMILY F. EVITT

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By: /s/ Emily F. Evitt

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Attorneys for Aylo Defendants

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1 **Attestation Regarding Signatures-Local Rule 5-4.3.4(a)(2)(i)**

2 I, Emily F. Evitt, attest that all signatories listed, and on whose behalf the
3 filing is submitted, concur in the filing's content and have authorized the filing.

4 DATED: NOVEMBER 21, 2024

5 _____
6 /s/ *Emily F. Evitt*
7 Emily F. Evitt

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